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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/019,827	
	Filing Date	5/21/2002	
	First Named Inventor	Luo, et al	
	Art Unit	2623	
	Examiner Name	Dastouri, Mehrdad	
Total Number of Pages in This Submission	12	Attorney Docket Number	fraunh01.028

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Return Postcard
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gordon E. Nelson #30,093
Signature	<i>Gordon E. Nelson</i>
Date	12/22/2005

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fraunh01.028

TM 2625

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(fraunh01.028)

Applicant: Luo, et al.

Paper No.:

Application No: 10/019,827

Group Art Unit: 2625

Filed: 5/21/02

Examiner: Seth, Manav

Title: *Authenticating executable code and executions thereof*

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Commissioner for Patents
Alexandria, VA 22313-1450

Response to a non-final Office action under 37 C.F.R. 1.111

An RCE was filed in the above patent application on May 23, 2005 with a *Submission* in which the claims were amended to better distinguish them from Collberg and Thomborson, *Software watermarking: Models and dynamic embeddings*, which was published in January, 1999 and is presently available from www.cs.arizona.edu/~collberg/Research/Publications/CollbergThomborson99a/ (henceforth "Software watermarking"). Applicants received a first Office action in the RCE mailed 9/29/2005 in which claim 3 was objected to as being dependent from a canceled claim and claim 1 was objected to for its use of "may". Claims 1-18 were rejected under 35 U.S.C. 103(a) as obvious over Software Watermarking in light of a new reference, U.S. Patent 5,905,800, Moskowitz, et al., *Method and system for digital watermarking*, which has a priority date of Jan. 17, 1996. (Henceforth "Moskowitz"). Claims 19-28 were rejected under 35 U.S.C. 203(a) is obvious over Software Watermarking, Moskowitz, and Collberg, Thomborson, and Low, *A taxonomy of obfuscating transformations*, published July 1997 and presently available from <http://www.cs.arizona.edu/~collberg/Research/Publications/CollbergThomborsonLow97a/>. In the following, Applicants are amending claims 1 and 3 to overcome the objections thereto and are traversing the rejection under 35 U.S.C. 103(a).

Please amend the claims as follows: